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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

5 * * *

6 Tobias Price,

7 Plaintiff,

8 v.

9 Cameron Michael Sims,

10 Defendant.

Case No. 2:21-cv-01438-JAD-DJA

11 **Order**

12 Before the Court is Defendant Cameron Michael Sims' renewed proposed discovery plan.
13 (ECF No. 31). Defendant had previously filed a one-sided discovery plan, explaining that
14 attempts at contacting Plaintiff had been unsuccessful. (ECF No. 27). The Court noted that
15 Plaintiff's address also appeared to have changed, but Plaintiff had not updated his address with
16 the Court. (*Id.*). The Court denied Defendant's proposed discovery plan without prejudice,
17 required Plaintiff to update his address by December 7, 2022, and required the parties to meet and
18 confer and submit a stipulated discovery plan by December 7, 2022. (*Id.*). In that order, the
19 Court explained that Plaintiff's failure to update his address could result in dismissal under Local
20 Rule IA 3-1. (*Id.*).

21 Defendant's renewed discovery plan explains that attempts to meet and confer with
22 Plaintiff have been unsuccessful. (ECF No. 31). Plaintiff's last known phone number appears to
23 have been disconnected. (*Id.* at 1). And a letter requesting a meet and confer that Defendant sent
24 to Plaintiff—at an address which appears to be Plaintiff's new address that he has not yet updated
25 with the Court—went unanswered. (*Id.* at 1-2). To date, Plaintiff has not updated his address
26 with the Court.


27 **IT IS THEREFORE ORDERED** that Defendant's proposed discovery plan (ECF No.
28 31) is **denied without prejudice**. The parties must file a stipulated discovery plan and

1 scheduling order—or, in the event Defendant cannot contact Plaintiff, a status report explaining
2 what efforts Defendant took to contact Plaintiff—on or before **January 9, 2023**.

3 **IT IS FURTHER ORDERED** that Plaintiff must update his address before **January 9,**
4 **2023**. Failure to do so may result in a recommendation of dismissal of this action under Local
5 Rule IA 3-1. The Clerk of Court is kindly directed to mail a copy of this order to Plaintiff's last
6 known address and the address below:

7
8 Tobias Price
9 34 Manko Lane Apt. #5
Cheektowaga, New York 14227

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11 DATED: December 9, 2022

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14 DANIEL J. ALBREGTS
15 UNITED STATES MAGISTRATE JUDGE
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